UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/075,875	02/14/2002	Akio Ohba	SCEISZ 3.0-120	9421

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EXAMINER
MARTIN, NICHOLAS A

ART UNIT	PAPER NUMBER
2154	

DATE MAILED: 05/03/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)
Office Action Summary	10/075,875	OHBA, AKIO
	Examiner	**Art Unit**	
	Nicholas Martin	2154	

-- *The MAILING DATE of this communication appears on the cover sheet with the correspondence address* --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE <u>3</u> MONTH(S) FROM
THE MAILING DATE OF THIS COMMUNICATION.
- ~~Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed~~
  after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
  Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any
  earned patent term adjustment. See 37 CFR 1.704(b).

Status

1)☒ Responsive to communication(s) filed on *14 February 2002*.

2a)☐ This action is **FINAL**.   2b)☒ This action is non-final.

3)☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is
closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

4)☒ Claim(s) *1-20* is/are pending in the application.

    4a) Of the above claim(s) _____ is/are withdrawn from consideration.

5)☐ Claim(s) _____ is/are allowed.

6)☒ Claim(s) *1-20* is/are rejected.

7)☐ Claim(s) _____ is/are objected to.

8)☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

9)☐ The specification is objected to by the Examiner.

10)☒ The drawing(s) filed on *15 April 2002* is/are: a)☒ accepted or b)☐ objected to by the Examiner.

    Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

    Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).

11)☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

12)☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

    a)☒ All   b)☐ Some * c)☐ None of:

      1.☒ Certified copies of the priority documents have been received.

      2.☐ Certified copies of the priority documents have been received in Application No. _____.

      3.☐ Copies of the certified copies of the priority documents have been received in this National Stage
application from the International Bureau (PCT Rule 17.2(a)).

    * See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

1)☒ Notice of References Cited (PTO-892)

2)☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)

3)☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date *6/27/02, 7/15/04*.

4)☐ Interview Summary (PTO-413)
    Paper No(s)/Mail Date. _____ .

5)☐ Notice of Informal Patent Application (PTO-152)

6)☐ Other: _____ .

1.   Claims 1-20 are presented for examination.

Claim Objections

2.   Claim 18 is objected to because it is a computer program claiming dependency

to claim 15, which is a method. It is assumed that this is a typographical error and claim

18 is intended to claim dependency to claim 17 and will be treated as so for the

remainder of the examination.

Appropriate correction is required.

Claim Rejections - 35 USC § 102

3.   The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that

form the basis for the rejections under this section made in this Office action:

> A person shall be entitled to a patent unless –
>
> (e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent.

4.   The changes made to 35 U.S.C. 102(e) by the American Inventors Protection Act

of 1999 (AIPA) and the Intellectual Property and High Technology Technical

Amendments Act of 2002 do not apply when the reference is a U.S. patent resulting

directly or indirectly from an international application filed before November 29, 2000.

Therefore, the prior art date of the reference is determined under 35 U.S.C. 102(e) prior

to the amendment by the AIPA (pre-AIPA 35 U.S.C. 102(e)).

5.   Claims 1-20 are rejected under 35 U.S.C. 102(e) as being anticipated by Lytle et

al. (hereinafter Lytle), US 2002/0188683.

6.   Lytle teaches an electronic mail system, comprising:

a first storage unit operable to store a plurality of contents data (Paragraphs

[0081-0082], [0114], [0121], [0130] and [0135]);

a second storage unit operable to store a mail template having a screen for

forming an electronic mail and a layout of said contents on said screen (Paragraphs

[0006], [0118], [0134-0135] and [0193]); and

a controller operable to select a portion of said contents data in response to a

user's input (Paragraph [0024-0025] and [0149-0150]), to form an electronic mail file

with said portion of contents data added thereto (Paragraphs [0003], [0005], [0016] and

[0194]), and to form an electronic mail for displaying said screen on a display with said

portion of said contents data arranged according to said mail template (Paragraphs

[0023], [0125-0127], [0134-0135] and [0193-0194]).

7.   As per claim 2, Lytle teaches an electronic mail system according to claim 1,

wherein

said mail template further includes a dialog screen relating to said contents data

and answer options in said dialog screen (Paragraphs [0134-0138]); and

said controller is operable to display said dialog screen on said display with said

answer options arranged therein (Paragraph [0131]), to form answer data in response to

said user's inputs (Paragraphs [0151-0152]), and to form said electronic mail file with

said answer data added thereto (Paragraphs [0137-0138], [0204] and [0211-0212]).

8.   As per claim 3, Lytle teaches an electronic mail system according to claim 1,

wherein said contents data is at least one of text data, still picture data, motion picture

data, and sound data (Paragraphs [0081-0082]).

9.   As per claim 4, Lytle teaches a method forming electronic mail having contents

data added thereto, comprising:

loading a mail template having a screen for forming an electronic mail and layout

information for the contents data on the screen, the contents data being a target to be

added thereto (Paragraphs [0003], [0006], [0118], [0125-0127], [0134-0135] and [0193-

0194]).

displaying the contents data according to the screen and the layout information

(Paragraphs [0006] and [0193]);

allowing a user to select any of the contents data (Paragraphs [0006], [0131] and

[0137-0138]); and

forming an electronic mail file with the selected contents data added thereto

(Paragraphs [0204] and [0211-0212]).

10.   As per claim 5, Lytle teaches a method for forming electronic mail according to

claim 4, wherein the mail template further includes a dialog screen relating to the

contents data and answer options in the dialog screen, the method further comprising:

displaying the dialog screen with the answer options arranged therein (Paragraph

[0131]);

allowing the user to select any of the answer options (Paragraphs [0006], [0131]

and [0137-0138]); and

forming the electronic mail file with the selected answer options added thereto (Paragraphs [0204] and [0211-0212]).

11.   As per claim 6, Lytle teaches a method for forming electronic mail according to claim 4, wherein the contents data is at least one of text data, still picture data, motion picture data, and sound data (Paragraphs [0081-0082]).

12.   Claims 7-9 do not teach or define any new limitations above claims 4-6 and therefore are rejected for similar reasons.

13.   As per claim 10, Lytle teaches a computer-readable recording medium in which a computer program according to claim 7 is recorded (Paragraphs [0080-0081]; Pages 23-24, claims 24-28).

14.   As per claim 11, Lytle teaches a computer readable recording medium in which a computer program according to claim 8 is recorded (Paragraphs [0080-0081]; Pages 23-24, claims 24-28).

15.   As per claim 12, Lytle teaches a computer readable recording medium in which a computer program according to claim 9 is recorded (Paragraphs [0080-0081]; Pages 23-24, claims 24-28).

16.   As per claim 13, Lytle teaches an electronic mail system, comprising:

        a first storage unit operable to store second contents data relating to first contents data (Paragraphs [0081-0082], [0114], [0121], [0130] and [0135]);

        a second storage unit operable to store a mail template having a screen for forming an electronic mail and a layout of said second contents data on the screen (Paragraphs [0006], [0118], [0134-0135] and [0193]); and

a controller operable to form an electronic mail with a portion of said second contents data added thereto in accordance with said mail template based on a viewing of said first contents data by a user (Paragraph [0003], [0005], [0016], [0023-0025], [0125-0127], [0134-0135], [0149-0150] and [0193-0194]).

17.   As per claim 14, Lytle teaches an electronic mail system according to claim 13, wherein said second contents data is at least one of text data, still picture data, motion picture data, and sound data (Paragraphs [0081-0082]).

18.   As per claim 15, Lytle teaches a method for forming electronic mail having second contents data relating to first contents data added thereto, comprising:

loading a mail template having a screen for forming an electronic mail and layout information for the second contents data on the screen, the second contents data being a target to be added thereto based on a viewing of the first contents data by a user (Paragraphs [0003], [0006], [0118], [0125-0127], [0134-0135] and [0193-0194]); and

forming an electronic mail file with the second contents data added thereto in accordance with the mail template (Paragraphs [0204] and [0211-0212]).

19.   As per claim 16, Lytle teaches a method for forming electronic mail according to claim 15, wherein the second contents data is at least one of text data, still picture data, motion picture data, and sound data (Paragraphs [0081-0082]).

20.   As per claim 17, Lytle teaches a computer program for forming electronic mail having second contents data relating to first contents data added thereto, the computer program controlling a data processing unit to perform the steps of:

loading a mail template having a screen for forming an electronic mail and layout information for the second contents data in the screen, the second contents data being

a target to be added thereto based on a viewing of the first contents data by a user

(Paragraphs [0003], [0006], [0118], [0125-0127], [0134-0135] and [0193-0194]); and

forming an electronic mail file with the second contents data added thereto in

accordance with the mail template (Paragraphs [0204] and [0211-0212]).

21.   As per claim 18, Lytle teaches a computer program according to claim 15,

wherein the second contents data is at least one of text data, still picture data, motion

picture data, and sound data (Paragraphs [0081-0082]).

22.   As per claim 19, Lytle teaches a computer-readable recording medium in which a

computer program according to claim 17 is recorded (Paragraphs [0080-0081]; Pages

23-24, claims 24-28).

23.   As per claim 20, Lytle teaches a computer-readable recording medium in which a

computer program according to claim 18 is recorded (Paragraphs [0080-0081]; Pages

23-24, claims 24-28).

Conclusion

The prior art made of record and not relied upon is considered pertinent to

applicant's disclosure. The following patents and publications are cited to further show

the state of the art with respect to "Electronic Mail System And Method For Forming

Electronic Mail".

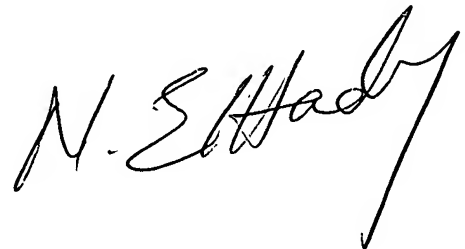|		
i.	US 4,713,780	Schultz et al.
ii.	US 6,360,252	Rudy et al.
iii.	US 6,212,553	Lee et al.

A shortened statutory period for reply to this Office action is set to expire in THREE MONTHS from the mailing date of this action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nicholas Martin whose telephone number is (571) 272-3970. The examiner can normally be reached on Monday - Friday 8:30 a.m. - 5:30 p.m..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, John A. Follansbee can be reached on (571) 272-3964. The fax phone number for the organization where this application or proceeding is assigned is 571-273-3970.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Nicholas Martin
Art Unit 2154
April 27, 2005